IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 7TH DECEMBER 2007 / 16TH AGRAHAYANA 1929

Crl.Rev.Pet.No. 4370 of 2007()

CRA.663/2006 of SESSIONS COURT, KOTTAYAM
CC.137/2004 of JUDL. MAGISTRATE OF FIRST CLASS, KOTTAYAM

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REVN. PETITIONER:

R.MOHAN, HAILEY BURIA P.O.,
ELAPPARA, IDUKKI.

BY ADV. SRI.T.A.UNNIKRISHNAN

RESPONDENTS:

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1. STATE OF KERALA REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

2. BIJUMON KURIAN,MANAGING PARTNER,
M/S.PLANTRICH CHEMICALS AND FERTILISERS,
INDUSTRIAL ESTATE, MANARKADU,KOTTAYAM.

BY ADV. SRI.A.Y.JAYARAJ FOR R2
PUBLIC PROSECUTOR SRI.P.RAVEENDRA BABU FOR R1

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 07/12/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Crl.R.P. No.4370 of 2007

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Dated this the 7th day of December, 2007

ORDER

The accused in C.C.No.137 of 2004 on the file of the J.F.C.M-1, Kottayam for an offence punishable under Section 138 of the Negotiable Instruments Act, 1881, challenges the conviction entered and the sentence passed against him concurrently by the courts below.

2. Pending this revision, the parties have settled the matter. Crl.M.A.No. 12928 of 2007 has been filed under Section 147 of the Negotiable Instruments Act, 1881 seeking permission to record the composition entered into between the revision petitioner and the complainant. The said petition has been signed by both the revision petitioner as well as the complainant and their respective counsels. In the light of this development, the aforementioned composition is recorded and it will have the effect of an acquittal of the revision petitioner within the meaning of Sec. 320 (8) Cr.P.C.

This Crl. R.P. is disposed of as above.

V. RAMKUMAR, JUDGE

sj